

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

UNITED STATES OF AMERICA,

Plaintiff,

vs.

PETER V. BRISTOL,

Defendant, and

ERIC P. PETERSEN,

Petitioner.

8:13-CR-25

FINAL ORDER OF FORFEITURE

This matter is before the Court on the plaintiff's Motion for Final Order of Forfeiture (filing [56](#)). On August 13, 2013, the Court entered a Preliminary Order of Forfeiture (filing [29](#)) pursuant to [31 U.S.C. § 5317](#), based upon the defendant's plea of guilty to structuring transactions with a domestic financial institution to evade reporting requirements, in violation of [31 U.S.C. § 5324](#), [31 C.F.R. § 103.11\(gg\)](#), and [18 U.S.C. § 2](#), and his admission of the forfeiture allegation contained in the indictment. Filings [18](#), [24](#), and [27](#). By way of the preliminary order of forfeiture, the defendant's interest in \$86,342.43 in United States currency was forfeited to the United States. Filing [29](#). As directed by the preliminary order, a Notice of Criminal Forfeiture was posted beginning on August 15, 2013, on an official Internet government forfeiture site, [www.forfeiture.gov](http://www.forfeiture.gov), for at least 30 consecutive days, as required by [Supp. Admiralty and Maritime Claims R. G\(4\)\(a\)\(iii\)\(B\)](#). A Declaration of Publication (filing [35](#)) was filed on October 21, 2013.

The Court previously entered a Final Order of Forfeiture (filing [43](#)) forfeiting all right, title, and interest to the property to the United States. But at the request of the plaintiff, the Court vacated that order so that a third-party interest in the property could be resolved. Filing [48](#); filing [49](#). In doing so, the Court directed the plaintiff to give direct, written notice to any person or entity claiming an interest in the seized currency at issue in this matter. Filing [49](#). The Court finds that the plaintiff did so by notifying the defendant's counsel and counsel for the defendant's business partner, Eric Petersen. Filing [53](#); filing [54](#).

Petersen filed an Amended Third Party Petition for Claim of Interest (filing [55](#)) asserting an interest in \$51,610.63 of the total amount seized,

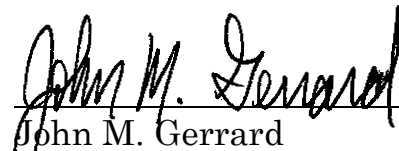
\$137,953.06. The plaintiff does not object to Peterson's petition. Filing 56. The Court has been advised by the plaintiff that no other petitions have been filed, and from a review of the Court file, the Court finds no other petitions have been filed.

IT IS ORDERED:

1. The plaintiff's Motion for Final Order of Forfeiture (filing 56) is granted.
2. All right, title, and interest in and to \$86,342.43 in United States currency held by any person or entity are forever barred and foreclosed.
3. \$86,342.43 in United States currency is forfeited to the plaintiff.
4. Peterson's Amended Third Party Petition for Claim of Interest (filing 55) is granted.
5. Peterson's Third Party Petition for Claim of Interest (filing 52) is denied as moot.
6. The plaintiff is directed to return \$51,610.63 to Peterson by tendering payment to the trust account of his attorney, Aaron F. Smeall.
7. The plaintiff is directed to dispose of the property described above in accordance with law.

Dated this 16th day of April, 2014.

BY THE COURT:

  
\_\_\_\_\_  
John M. Gerrard  
United States District Judge